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Response under 37 C.F.R. 1.116
Expedited Procedure Requested
Examining Group. 1624
Attorney Docket No. P22618

In re application of: K. SEKIYA et al.

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Application No. : 10/631,795

Group Art Unit: 1624

Filed : August 1, 2003

Examiner: Berch

For : PURINE DERIVATIVE DIHYDRATE, DRUGS CONTAINING THE SAME AS THE
ACTIVE INGREDIENT AND INTERMEDIATE IN THE PRODUCTION THEREOF

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Commissioner for Patents
U.S. Patent and Trademark Office
220 20th Street S.
Customer Window
Crystal Plaza Two, Lobby, Room 1B03
Arlington, VA 22202
Sir:

Transmitted herewith is an **Amendment under 37 C.F.R. 1.116** in the above-captioned application.

☐ Small Entity Status of this application under 37 C.F.R. 1.9 and 1.27 has been established by a previously filed statement.

☐ A verified statement to establish small entity status under 37 C.F.R. 1.9 and 1.27 is enclosed.

☐ A Request for Extension of Time.

☒ No additional fee is required.

The fee has been calculated as shown below:

Claims After Amendment	No. Claims Previously Paid For	Present Extra	Small Entity		Other Than A Small Entity	
			Rate	Fee	Rate	Fee
Total Claims: 5	*20	0	x25=	\$	x 50=	\$0.00
Indep. Claims: 3	**3	0	x100=	\$	x200=	\$0.00
Multiple Dependent Claims Presented			+180=	\$	+360=	\$0.00
Extension Fees for ____ Month(s)				\$		\$0.00
Total:				\$	Total:	\$0.00

* If less than 20, write 20

** If less than 3, write 3

☐ Please charge my Deposit Account No. 19-0089 in the amount of \$____.

☐ A check in the amount of \$____ to cover the *filing/extension* fee is included.

☒ The U.S. Patent and Trademark Office is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 19-0089.

☒ Any additional filing fees required under 37 C.F.R. 1.16.

☒ Any patent application processing fees under 37 C.F.R. 1.17, including any required extension of time fees in any concurrent or future reply requiring a petition for extension of time for its timely submission (37 C.F.R. 1.136(a)(3)).

Bruce H. Bernstein
Bruce H. Bernstein
Reg. No. 29,027

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Kouichi SEKIYA et al.

Group Art Unit:1624

Appl. No : 10/631,795

Examiner: Berch

Filed : August 1, 2003

For : PURINE DERIVATIVE DIHYDRATE, DRUGS CONTAINING THE
SAME AS THE ACTIVE INGREDIENT AND INTERMEDIATE IN THE
PRODUCTION THEREOF

**AMENDMENT UNDER 37 C.F.R. 1.116
IN RESPONSE TO FINAL OFFICE ACTION MAILED OCTOBER 14, 2004**

Commissioner for Patents
U.S. Patent and Trademark Office
220 20th Street S.
Customer Window, Mail Stop _____
Crystal Plaza Two, Lobby, Room 1B03
Arlington VA 22202

Sir :

This in response to the Final Office Action mailed October 14, 2004, which sets a three-month shortened statutory period for response until January 14, 2005.

Applicants note that this response is being filed by the initial due date for response and is, in fact, being submitted within two months of the mailing of the Final Office Action, whereby an extension of time and the government fee associated therewith should not be necessary for maintaining the pendency of the application. However, if any extension of time is required to maintain the pendency of this application, including any extension of time necessary for entry of an Examiner's Amendment, this is an express request for any required extension of time and authorization to charge any necessary fee to Deposit Account No. 19-0089.

Entry of the following amendment and reconsideration and withdrawal of the rejections of record are respectfully requested.

Amendments to the Specification begin on page 3 of this paper.

Amendments to the Claims are reflected in the Listing of Claims which begins on page

4.

Remarks/Arguments begin on page 9 of this paper.